05-44481-rdd Doc 5566-1 Filed 11/15/06 Entered 11/17/06 16:08:14 Supporting I am a Salary GM employee with over 20 years sements. Ry experience as a Registered Nurse has included every aspect of Nursing.

- *Certification in Burn Medicine, (U of M) 1975-Charge Nurse in Saginaw, St. Marys Burn Unit. Emergency Room and Critical Care experience.
- *Colon Cancer Study among Patternmakers-1980. (UAW/GM) On going.
- *Blood Pressure Screening-Trinity Center- (Red Cross) 1982-1987
- *Hospice Nursing-Saginaw St. Marys- 1985-1987
- * Psychiatric Nurse in Substance Abuse Unit- 1988-1991. Developed programs and clinical agenda for individual, group and family therapy. St. Lukes Health Center.
- *Certified Occupational Hearing Conservationist-1989
- *Trained in OSHA Record keeping-1991.
- *Certified to administer pulmonary function tests-1991
- *Practical Ergonomics training-1992
- *Certified Bloodborne Pathogens trainer-1993. (GM/UAW) Mr. Al Loveless partner in Occupational Health Nurse education.
- *Saginaw Valley State University -Academic Preceptor-1995 & 1996.
- *Central Michigan Occupational Nurses- Past Communications Director & Interim Vice President.

Michigan Nurse of The Year

Gail DeCaire



JDeCaire, SMI 1st shift registered nurse, has been awarded the 1996 "Nurse of the Year

Award" by

The OSHA Standard Setting **Process**

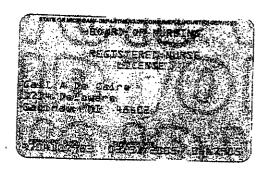
Role of the Occupational Health Nurse.

Klinger, C.S., & Jones, M.L.

Occupational health nurses are the health professionals most often involved with the worker who suffers as a result of ineffective or non-existent safety and health standards.



Goil Ann DeCaire 1714 Delaware Saginaru, Michigan 48602-4925



UAW-GM Human Resource Center Center for Health & Safety

This Certifies That

Gail Ann DeCaire

Has Successfully Completed Practical Ergonomics Training



Jordan Ulan Brulling 100

iog, and not to the other OSHA records. Also, it does not affect the employer's posting obligations.

D. Retention of OSHA records

The log and summary, OSHA No. 200, and the supplementary record, OSHA No. 101, must be retained in each establishment for 5 calendar years following the end of the year to which they relate. If an establishment changes ownership, the new employer must preserve the records for the remainder of the 5-year period, However, the new employer is not responsible for updating the records of the former owner.

E. Maintenance of the log (OSHA No. 200)

In addition to keeping the log on a calendar year basis, employers are required to update this form to include newly discovered cases and to reflect changes which

occur in recorded cases after the end of the calendar year. Maintenance or updating of the log is different from the retention of records discussed in the previous section. Although all OSHA injury and illness records must be retained, only the log must be updated by the employer. If, during the 5-year retention period, there is a change in the extent or outcome of an injury or illness which affects an entry on a previous year's log, then the first entry should be lined out and a corrected entry made on that log. Also, new entries should be made for previously unrecorded cases that are discovered or for cases that initially weren't recorded but were found to be recordable after the end of the year in which the case occurred. The entire entry should be lined out for recorded cases that are later found nonrecordable. Log totals should also be modified to reflect these changes.

Chapter VII. Access to OSHA Records and Penalties for Failure To Comply With Recordkeeping Obligations

The preceding chapters describe recordkeeping and reporting requirements. This chapter covers subjects related to insuring the integrity of the OEH recordkeeping process—access to OSHA records and penalties for record-keeping violations.

A. Access to OSEIA records

All OSHA records, which are being kept by employers for the 5-year retention period, should be available for inspection and copying by authorized Federal and State government officials. Employees, former employees, and their representatives are provided access to only the log, OSHA No. 200.

Government officials with access to the OSHA records include: Representatives of the Department of Labor, including OSHA safety and health compliance officers and BLS representatives; representatives of the Department of Health and Human Services while carrying out that department's research responsibilities; and representatives of States accorded jurisdiction for inspections or statistical compilations. "Representatives" may include Department of Labor officials inspecting a workplace of gathering information, officials of the Department of

Health and Human Services, or contractors working for the agencies mentioned above, depending on the provisions of the contract under which they work.

Employee access to the log is limited to the records of the establishment in which the employee currently works or formerly worked. All current logs and those being maintained for the 5-year retention period must be made available for inspection and copying by employees, former employees, and their representatives. An employee representative can be a member of a union representing the employee, or any person designated by the employee or former employee. Access to the log is to be provided in a reasonable manner and at a reasonable time. Redress for failure to comply with the access provisions of the regulations can be obtained through a complaint to OSHA.

B. Penalties for failure to comply with recordkeeping obligations

Employers committing recordkeeping and/or reporting violations are subject to the same sanctions as employers violating other OSHA requirements such as safety and health standards and regulations.

U.S. DEPARTMENT OF LABOR
OFFICE OF JABOR-MANAGEMENT SYMMANOS

PATRICK A. HYDE Division Chief Division of Statutory Programs

200 CONSTITUTION AVE NW ROOM N-8112 WASHINGTON, DC 20210 YEL: (202) 693-1228 FAX: (202) 693-1342 CENT: (301) 538-1265

E-Mail: hyde,patrick@dol.gov



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D. C. 20535-0001

WHO IS ACCOUNTABLE?

May 8, 2006

Ms. Gail Decaire 1714 Delaware St. Saginaw, MI 48602-4925

Dear Ms. Decaire:

Your letter to the Federal Bureau of Investigation dated March 31, 2006, was referred to me for reply.

Based on the information you provided, no violation within the investigative jurisdiction of the FBI could be identified. As much as we would like to assist you, the FBI has no authority to conduct an investigation in the absence of an indication that a Federal law within our jurisdiction has been violated.

Since your complaint appears to be civil in nature, I recommend that you explore with private counsel what legal options or remedies may be available to you. If you do not have an attorney, you may want to contact your local chapter of the American Bar Association or Legal Aid Society for an appropriate referral.

Winning with integrity: GM honored for governance

Sincerely yours,

Public Corruption

Government Fraud Unit

Unit Chief

General Motors recently received two important honors for outstanding corporate

governance practices

GM won Treasury & Risk Management

magazine's first annual Corporate Governance Award

for "its proven record of innovative and effective governance practices." The award was announced in T&RM® October 2004 issue, noting that "years before there was Sarbanes-Oxlethere was GM.

Directors office FBI - 202-324-3444 Public Corruption- 202-324-5701 Mike Anderson-Unit Chief- Public Corruption **Government Fraud Unit** 202- 324-5446

Have letters from :HHS, OSHA, US Congress, US dept. of Labor (Patrick Hyde) 202-693-1226 or cell 301-538-1342 and 4 differer attorneys who ALL say different things.

GM Attorney -Mark Peroni, Paul Asker, Ed Gallagher and Tom

The Oath I took will not let me rest. Gail DeCaire RN- The Last GM Nurse. L.A.W.S.

Í:-IE ANTITIRUST LAWS

General

This commentary on the antitrust laws is not designed to give the employe answers to antitrust problems. Rather, it is intended to help employes recognize when problems have antitrust aspects so that they will know when they need advice. Whenever employes have any question or uncertainty as to the application of the antitrust laws to any existing or contemplated course of action, they should seek the advise of the Legal Stalf immediately. Compliance with antitrust laws is an important part of the management responsibilities of every executive. Every employe must obey these

ne integrity of your company and your people is absolutely essential, but you can't take it for granted. You have to work it every day and never take your eye off the ball."

> John Devine. Gl&vice chairman



John Devine

05-44481-rdd Doc 5566-1 Filed 11/15/06 Entered 11/17/06 16:08:14 Supporting Documents learn the signs Delete Reply **Forward** Spam This message is not flagged. [Flag Message - Mark as Unread] [Add - Edit] Printable View Subject: RE; YOUR response to L.A.W.S visit with you Feb. 10, 2006 inhox Date: Draft Mon, 27 Mar 2006 09:38:56 -0500 Sent From: Mobile Alect Bulk (7) (Empty) Trash "Gail Decaire" <gaildecaire@yahoo.com> [Empty] To: My Folders [Hide] Ms. Decaire, **LASTGMNURSE** No one has dismissed the concerns that were raised at the February National Do Not ... 10th meeting. I am addressing those piece by piece, increment by iokes and other... increment, consistent with the procedures of the Department. See vour He will pond to credit score: \$0 Patrick Hvde Chief, Division of Statutory Programs **Find old High** Office of Labor-Management U.S. Department Of Labor 200 Constitution Avenue NW School friends Room N5112 Online Degree Washington, DC, 20210 tel: (202)693-1226 fax: (202)693-1342 **Programs** Ugiy credit? Attractive card. Original Message From: Gall Decaire [mailto:galldecaire@yahoo.com] Sent: Monday, March 27, 2006 8:59 AM To: Hyde, Patrick A - ESA Subject: YOUR response to L.A.W.S visit with you Feb. 10, 2006 **Sell Ann DeCaire** Dear Patrick. GM Powertrain Group Registered Nurse General Motors Corporation Saghaw Mallashle from My sadness at your dismissal of concerns that should be a Tel: 517-757-1041 8-857-1041 Fax: 517-757-1225 8-357-1225 priority to you is great. Please know that L.A.W.S. continues to 77 W. Center Saginaw, MI 48605 FIGHT for OUR country. Messages have been left for John Snow, Chris Cox (SEC) and the FBI. I have documentation to prove ALL WE shared with you on Feb. 10, 2006. Perhaps my initial opinion of you was wrong. I really thought that YOU might be the man with the Integrity to Do the right thing". NO http://us.f380.mail.yahoo.com/ym/Sf ONE is safe as long as YOU and the people in Washington BETRAY the trust of the Middle class. I believe that God is working in mysterious ways. I will not be silent. WE WANT A CONGRESSIONAL HEARING. THE AMERICAN PEOPLE HAVE THE RIGHT TO KNOW THE TRUTH. Please call Pat Meyer ASAP @ 269-998-4609. Respectfully. Gail DeCaire RN- The Last GM Nurse (General Motors) Thome, Hatt" < Hatt. Thome@mail.house.gov> 🔯 View Contact Details 🛭 Add Scott, Ludmilla" < Ludmilla. Scott@mail.house.gov> Matthew M. Thome Legislative Assistant

Meeting With Mr. Convers office.

Fri, 10 Feb 2006 17:14:23 -0500

I am getting back to you personally because the issues that you have reised about the HiPAA at GM are substantially separate from the Delphi benkuptcy and pension issues. As I work primarily on Labor, Education, and Transportation issues I am going to turn over your story to one of our

Helio Ma. DeCaire,

Office of Congressman John Conyers, Jr. 14th Congressional District of Michigan 2426 Rayburn House Office Building

Washington, DC 20515



U.S. Department of Justice

Office of the United States Trustee

Region 2/Southern District of New York

33 Whitehall Street, Suite 2100 New York, NY 10004

Phone: 212-510-0500 Fax: 212-668-2255

March 30, 2006

To: Equity security holders who may be eligible to serve on a committee of equity security holders in the chapter 11 bankruptcy cases of *Delphi Corporation*, et al., Case No. 05-44481 (RDD) (jointly administered)

On October 8, 2005, the Delphi Corporation and subsidiaries (the "Debtors") filed chapter 11 petitions in the Bankruptcy Court for the Southern District of New York (the "Delphi Cases"). The Bankruptcy Court has entered an order directing the United States Trustee to appoint a committee of equity security holders in the Delphi Cases pursuant to 11 U.S.C. § 1102(a)(2) and (b)(2).

You have been identified as an equity security holder of the Debtors, and you may be eligible for appointment to a committee of equity security holders in the Delphi Cases. The duties of a committee are set forth in 11 U.S.C. § 1103(a), (c) & (d), a copy of which is enclosed.

If you are interested in sitting on the committee of equity security holders in the Delphi Cases, please complete the enclosed form and return it to the United States Trustee **no later** than 12:00 noon on April 24, 2006. If you are not interested in committee membership, you do not need to take further action. If you have any questions, please contact the undersigned attorney.

Very truly yours,

DEIRDRE A. MARTINI UNITED STATES TRUSTEE

By: /s/ Alicia M. Leonhard
Alicia M. Leonhard
Trial Attorney

Called 11-7

Enclosures (2)

J was New Apple

Respond

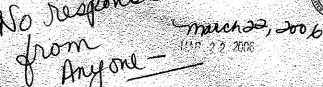
Respond

Again new

Again new

Gail DeCaire 1714 Delaware Street Saginaw, MI 48602

Dear Ms. DeCaire:



I am responding to your letter concerning medical and pension benefits with General Motors Corporation.

The Secretary of Labor has discretionary authority to investigate and to bring a civil action for certain violations of Title I of <a href="Employee Retirement Income Security Act: We have forwarded a copy of your letter to our Employee Benefits Security Administration Cincinnati Regional Office that has investigative jurisdiction over this situation."

The privacy protections for medical information under the Health Insurance Portability and Accountability Act of 1996 (HIPAA) are administered by the Department of Health and Human Services Office for Civil Rights. Therefore, we have referred your letter to the Office for Civil Rights, U.S. Department of Health and Human Services, 200 Independence Avenue, S.W., Room 509F, HHH Building, Washington, D.C. 20201. The telephone number is (866) 627-7748. You may expect to receive a direct reply from that office.

If you have any questions or wish to provide additional information pertaining to this matter, the Regional Office may be contacted at 1885 Dixie Highway, Suite 210, Pf. Wright, Kentucky 41011-2664. The telephone number is (859)578-4680.

I hope this information is helpful to you.

Scott Campbell - Paul Baumans 859-578. 4662

Sincerely

David Dove

Deputy Director, Office of Participant

Assistance

MINUS EAST CAMPBEL

Chris Eile Rman assigned drafted letter undersweren

Levelt is Out of Country

Tungay David Dool

2-693-8635.

HIPM 40-786 ~480-

10-786-6713

US. Dept & LOBER 6-22-0500-690-4160

05-44481-rdd

1885 Dixie Higher Cuments Ft. Wright, Kentucky 41011-2664

Pg 7 of 16

Supporting

June 23, 2006

Ms. Gail DeCaire 1714 Delaware Street Saginaw, Michigan 48602

Dear Ms. DeCaire:

This is in reply to your memorandum dated February 23, 2006, referred to the U.S. Department of Labor, Employee Benefits Security Administration (EBSA), Cincinnati Regional Office by EBSA's Office of Enforcement, regarding "alleged violations of ERISA pertaining to the provisions mandated by HIPAA and COBRA" and how you may get a Congressional hearing with regard to these issues.

As you may be aware, the Department of Labor (the Department) shares responsibility with the Internal Revenue Service for administering the Employee Retirement Income Security Act (ERISA). The purpose of ERISA is to protect the interests of participants and beneficiaries who depend on benefits from employee pension and welfare benefit plans. Among other protections, ERISA establishes standards of fiduciary conduct for administrators of employee benefit plans.

Based on the information provide by you, you are a nurse that was formerly employed by General Motors Corporation (General Motors). During the 1990's, General Motors "out sourced" it's nursing and other medical positions. You maintain that the current medical staff working at General Motors is not sufficiently or accurately entering and securing medical information of the General Motors employees. You believe that this constitutes a potential violation of both COBRA and HIPAA. Further, you seek a Congressional hearing with respect to this problem.

As this office advised you in phone conversations on May 22 and June 19, 2006, the Department shares enforcement authority of the amendments to ERISA instituted by the Consolidated Omnibus Budget Reconciliation Act (COBRA) and the Health Insurance Portability and Accountability Act (HIPAA). COBRA, which amended ERISA in 1986, requires most group health plans to provide a temporary continuation of group health coverage that otherwise might be terminated. The Department has enforcement responsibility for the notice requirement. The Internal Revenue Service has responsibility for interpretations and regulations relating to the COBRA eligibility and premium requirements. It does not appear that your inquiry relates to the notice requirements under COBRA.

HIPAA, which amended ERISA in 1996, includes provisions of Federal law governing health coverage portability and health information privacy. The Department has enforcement responsibility for the portability provisions. HIPAA privacy matters fall under the jurisdiction of the Department of Health and Human Services (HHS), Office of Civil Rights. Again, it does not appear that your inquiry relates to

Letter to Ms. Gail DeCaire Page 2

If you feel that your inquiry relates to health information privacy you may wish to contact HHS by calling 1-866-627-7748 or write to 200 Independence Ave., S.W., Room 509F, HHH Building,

As to your desire for Congressional hearings, you should be aware the Department is part of the Executive branch of government. Therefore, you should direct your request to a member of the

I hope this information is helpful to you and regret that we can be of no further assistance.

Sincerely,

DEPARTMENT OF LABOR

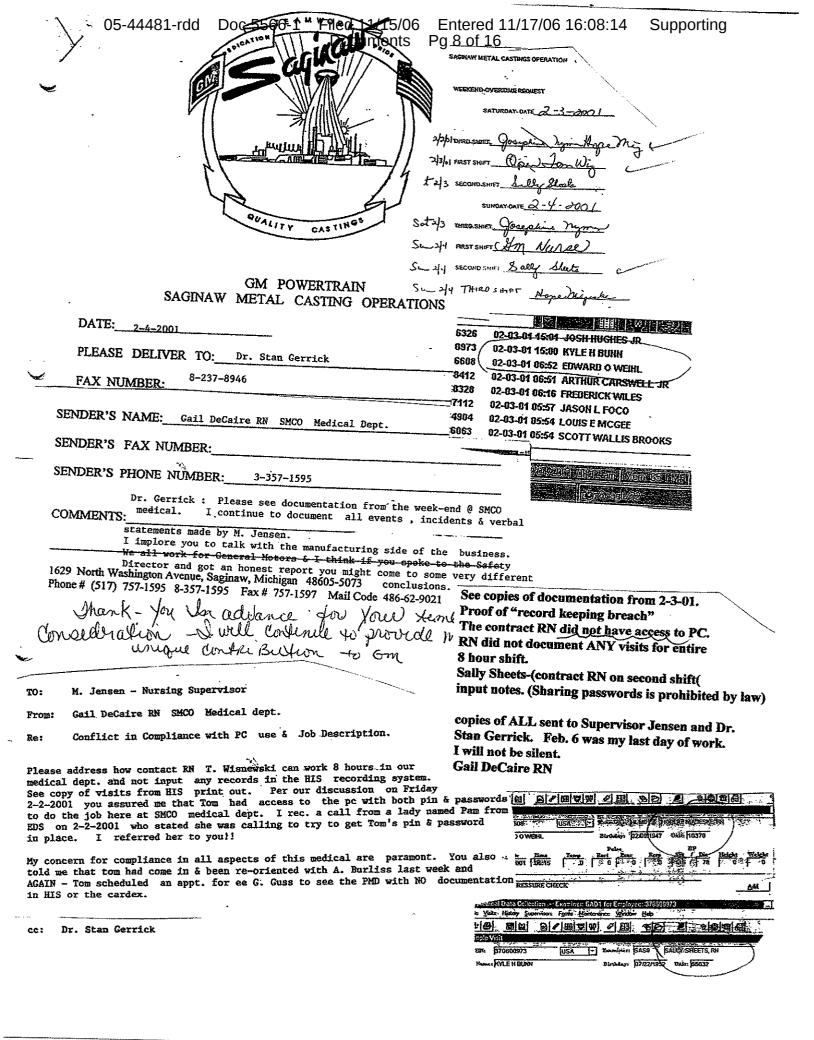
法: Department of Labor ort wright Executive Building '885 Dixie Highway, Suite 210 ort Wright, KY 41011-2664

Joseph R. Menez Regional Director Cincinnati Regional Office

Paul C Bacamam ach

IAL BUSINESS

Ms. Gail DeCaire 1714 Delaware Street Saginaw, Michigan 48602





December 23, 2003

P.O. Box 30212 LANSING, MICHIGAN 48909

I am in receipt of your most recent letter regarding your dispute with General Motors Corporation (GM). Specifically, you claim that you were unlawfully discharged from your position as a Salaried Registered Nurse because of GM's decision to "outsource" these services. You have asked this office to look into this matter.

A review of your most recent and past correspondence with this office indicates that you have filed various complaints with both state and federal agencies in an attempt to resolve this matter: You filed a race discrimination complaint with the Michigan Department of Civil Rights (MDCR No. 264277) on April 12, 2001, which was dismissed on August 21, 2002 based on a finding of "no probable cause." You filed a complaint with the Michigan Bureau of Safety and Regulation in 2001, which was dismissed on or about July 2, 2001, based on a determination that there were "no reasonable grounds...an occupational health or a violation of a MIOSHA health standard exists." Also in 2001, you filed a complaint with the U.S. Department of Justice alleging that you were the victim of a criminal violation of the federal civil rights statutes. This complaint was dismissed on August 2, 2001, based on a finding that your complaint did "not involve a prosecutable violation of federal criminal civil rights statutes." Lastly, you filed a involve a prosecutable violation of resear estimate GM, which was dismissed on or about March Subject GM Powerrain. Saginzw Metal Casting Operations 12, 2003. According to a letter from the Attorney who represented you in this matter, the Workers' Compensation Judge dismissed your claim based on a finding that your allegations of in competency of the contract nurses "was an unfounded perception on your part." Moreover, your attorney advised you that the Judge's determination was supported by the record and that he did not recommend an appeal. Ms. Gail DeCaire Page 2

July 2, 200] Ms. Gail Ann DeCeire, RN 1714 Delewer Saginaw, Michigan 48602 Dear Mr. DeCaire:

The department has received your complaint number 203263660. It has been determined there are no reasonable grounds for conducting an occupational health inspection because complaint does not provide objective evidence indicating that an occupational beauth issue violence of a MOSHA health standard exists.

I know that you have been in conversation with Ron Robinson, the Director of my Detr Section 28(4) of Act 154 provides for a complement to be able to request on informal rate Office regarding this matter but, in light of the above determinations by both state and federal this decision. If you have 20x questions, please contact our office at (517) 322-1608. agencies, there is nothing this office can do to assist you in this matter. By state law, the Attorney General is precluded from providing legal advise to private citizen or representing thef in court. It would appear from your correspondence that you have exhausted all legal remedies that may be available to you. WHAT IS YOUR JOB DESCRIPT

I am sorry my offic 1777 a

Sincerely,

Enouel Ferrugg Emanuel Ferrazi, P.E., CIH Regional Supervisor Occupational Bealth Division

OFFICE OF THE SECRETARY

Office for Civil Rights, Region 233 N. Michigas Ave., Suite 240 Chicago, IL 50601

VIFER M. GRANHOLM

STATE OF MICHIGAN DEPARTMENT OF COMMUNITY HEALTH LANSING

JANET OLSZEWSKI

October 14, 2004

rhe OSHA Standard Setting Process Role of the Occupational Health Nurse.

Gail Ann DeCaire 1714 Delaware Saginaw, MI 48602-4925

Conspiracy & Fraud related to Outsourcing of GM Medical Dept.

Dear Ms. DeCalre:

We have completed our review of your allegation in the above-referenced matter. While we understand your expressed concerns, please be advised that our office has no OCR enforces the Privacy Rule, and also enforces federal civil rights laws which prohibit jurisdiction over the nature of your complaint; as it does not appear to establish a discrimination in the delivery of health and human services because of race, color, national

The Bureau of Health Professions is responsible for licensing and regulating twenty Upon review of your complaint, we have determined that OCR does not have authority to health care professions. The health professional boards only have the authority to take investigate your complaint and is closing this matter. The Privacy Rule applies only to cover disciplinate and is closing this matter. disciplinary action against their licensees or registrants for practicing below acceptable entities. The Privacy Rule defines a covered entity as, either: (a) a health care clearinghouse; standards or for other violations set forth in the Michigan Public Health Code.

am very sorry we are unable to be of further assistance to you in this matter. If you Transactions Rule. GM does not meet the definition of a covered entity. Therefore, the have any questions, you may contact Linda Travis of my staff at 517-335-1754.

Sincerely,

Sherri Johnson, M Allegation Section Complaint & Allegation Division Whose JURISDICTION AM I IN???? Bureau of Health Professions

HIPAA -English version-Confidentiality Rules/Laws. DEPARTMENT OF HEALTH & HUMAN SERVICES Volcs - (312) \$88-2358, (800) 388-1018 100 - (312) 383-3892, (800) 537-7887

(FAX) - (312) 888-1807 http://www.hfu.opylogr

Reference Number: 04-16861

MAY 1 1 2004

Dear Ms. Decarre:

Thank you for your complaint received on November 26, 2003, by the U.S. Department of Health and Human Services (HHS) Office for Civil Rights (OCR). In your complaint you alleged the General Motors Powertrain (GM) has violated the Federal standards for privacy c individually identifiable health information (the "Privacy Rule", 45 C.F.R. Parts 160 and 164 Subparts A and E). Specifically, the complaint alleges that GM has contracted nurses at the facility and one took your protected health information (PHI) while another nurse put the PH

origin, disability and age.

a health plan; or (c) a health care provider who transmits any health information in electronic form in connection with a transaction for which HHS has adopted standards in the HIPAA requirements of the Privacy Rule do not apply to GM. Also, both employees, under the Priva Rule, could have access to your PHL

OCR's determination, as stated in this letter, applies only to the allegations in this complaint were reviewed by OCR.

apply to ALL medical records, and p If you have any questions regarding this matter, please contact Denise Schafer at (312) 353-0

Region V

Lise M. Simeone Regional Manager Office for Civil Rights

naintained by ANY provider, hespite

SJ/It

CONSPIRACY, CORRUPTION FRAUD. POWERTRAIN

November 2, 2000

To: Gail DeCaire, R.N.

Re: Request for Meeting to Discuss Medical Department Issues

I received your letter of November 1, 2000, addressing a variety of issues in the Medical Department. Since I have been at the SMCO facility, I have had several meetings with Bennie Brown, Plant Personnel Director, Dr. Manfred Schwarz, Plant Medical Director and Dr. Stanley Gerrick, GMPT Medical Director to discuss Medical Department activities. It is my intent to continue to meet with this group of managers on a periodic basis to insure our Medical Department is meeting its objectives and providing effective and professional services to the plant and its people.

In your letter you also addressed your concerns related to your personal issues in the Medical Department. These issues must be addressed through the Enterprise Activity Group (EAG) personnel organization, in accordance with the GM Open Door Policy.

Rick Sutton
Plant Manager

October 30, 2006,

TO: Director Mueller FBI- Washington & Mike Anderson Unit Chief

Public Corruption

Government Fraud Unit.

FROM: Gail DeCaire RN- Retired General Motors Salary, L.A.W.S. & ACORN

RE; The Mission of the FBI- "to provide leadership and law enforcement assistance to

Federal, state, local and international agencies; and to perform these responsibilities in a manner that is responsive to the need of the public and is faithful to the Constitution

1. 1. 1897

of the United States.

As I state in my numerous faxes to the FBI in Washington & Detroit-I am a Proud American Woman, Registered Nurse and Retired General Motors Salary employee.. My concerns related to WHITE COLLAR CRIME, MONEY LAUNDERING, FINANCIAL INSTITUTION FRAUD, BANKRUPTCY FRAUD, SECURITIES AND COMMODITIES FRAUD, INSURANCE FRAUD, ANTITRUST FRAUD, PUBLIC CORRUPTION, ENVIRONMENTAL CRIMES AND GOVERNMENT FRAUD ARE PARAMOUNT.

I have documents to prove violations of agencies FBI, US dept. of labor, dept. of Justice, HHS, the SEC, Govt. Accountability, and Civil Rights.

As a United States Taxpayer and a Registered Nurse I invoke my rights under the "No Fear Act" of 2002. Under the No Fear Act, agencies must pay for settlements, awards or judgments against whistleblower and discrimination cases out of their own budgets. An investigation will show that neither General Motors NOR the agencies contacted are meeting their obligations to inform, educate and protect me and the OATH I took as a Registered Nurse.

Please see letter signed by Mike Anderson (FBI) May 8, 2006- HE states "since my complaint appears to be civil in nature - I explore with private counsel what legal options or remedies may be available." It is clearly obvious to me that Mr. Anderson did NOT review any of the documentation sent to him by certified mail dated March 31, 2006. I sent copies of letters from 4 attorneys that ALL say different things. See copies of letters from GM Attorney Mark Peroni, Paul Asker, Ed Gallagher and Tom Pabst.

I request this day an investigation regarding my concerns regarding breach in American Nursing standards and the OUTSOURCING of the GM Medical and Insurance depts. Alleged violations of RICO, FIF Internet-facilitated Fraud in regards to GM/Delphi HIS record keeping, Bankruptcy Fraud with alleged violations of EBSA, ERISA, HIPAA and Antitrust law under the Sherman Act that prohibits ANY agreement among competitors to unreasonably to limit competition.

Finally - I ask you to investigate the US Government and the Agencies involved and contacted in my quest for justice. YOU state. That fraud is "sophisticated and complex". "It has a significant impact on OUR economy and "as much as ten percent of approximately \$19 billion of funds appropriated for domestic programs may be lost fo FRAUD in GOVERNMENT.T

Please know that I will not be silent. IF I am not in YOUR jurisdiction PLEASE find out Whose Jurisdiction I am IN.

The Health and Safety of ALL America is at risk.

Respectfully,

Gail DeCaire RN- The Last GM Nurse (general motors) L.A.W.S & ACORN.

November 3, 2006,

TO: Linda Chatman Thomsen, SEC division of enforcement. 202-551-4500, Fax#202-772-9279.

FROM: Gail DeCaire RN, General Motors Salary retiree, L.A.W.S. & ACORN 1714, Delaware, Saginaw, MI. 989-790-7623, cell-989-798-2181

RE: Conspiracy, Fraud and Government Graft with violations of: <u>CFAA</u>(Computer Fraud and Abuse Act), <u>CCA</u>(Clinger-Cohen Act), <u>ECPA</u>(Electronic Communication Protections Act), <u>ERISA</u>(Employment Retirement Income Security Act), <u>HIPAA</u>(Health Insurance Portability & Accountability Act), <u>PPA</u>(Privacy Protection Act), <u>Sarbanes-Oxley Act</u> of 2002, & the <u>USA Patriot Act</u> of 2001(Uniting & Strengthening America by Providing Appropriate Tools Requited to Intercept & Obstruct Terrorism).

I am a Registered Nurse in good standing and a Retired General Motors Salary employee. Though I have documentation to show White-collar crime that transcends ALL levels of our legal system I am dismissed . I am not an attorney , but the legal duty that the ANA Code of Ethics mandates, as well as my commitment to the people I serve and the oath I took will not let me rest. I know right from wrong. I have tried to utilize the chain of command that my position as a Registered Nurse mandates to NO avail. I beg you - Please hear me. I will not be silent. My constitutional rights as a United States citizen and taxpayer are violated. Though I have letters from the Rick Sutton(Plant Manager) to utilize the "open door policy" and am promised NO retaliation for information provided in good faith- I remain a victim . I can prove the failure of General Motors to carry out responsibilities not only in the OUTSOURCING of its Medical & Insurance departments , but in the un-needed bankruptcy of Delphi, orchestrated by CEO's Rick Wagoner and Steve Miller.

For the SEC to allow these men to "settle" "without admitting or denying the commission's allegations" is an atrocity. Sarbanes-Oxley and the Commission's rules state that the "tone at the top" matters. The CEO of a company must comply with the law, and honor its legal and ethical duties to owners, customers and even competitors. GM, Delphi and the UAW must be held accountable. "Bad" governance is a violation of Sarbanes-Oxley, and applies with equal force to the SEC.

I have letters and have been dismissed by the FBI(Mike Anderson), US Dept. Of Labor(Hyde & Menez), the HHS, OSHA, and many more.

Battenberg, a longtime GM executive, took over Delphi as the CEO and assembled a cabinet of top lieutenants, including several GM veterans. Deloitte & Touche, GM's independent auditor since 1918, added Delphi to its client list, BBK, an advisory firm used by GM became Delphi's turnaround firm. They "cooked the books" - including an \$89-million inventory-shifting arrangement with BBK, the "turnaround firm, and a \$200-million deal with Bank One.

Brian Marchiony, spokesman for JP Morgan Chase & Co., the company that bought Bank One in 2004, declined to comment. For GM/Delphi to "settle" and just pay money is wrong. The

American people have a right to the Whole story. Like Halliburton- the Back dating of options is "just the tip of the iceberg". America is the titanic.

Have sent Faxes to:

Don Hammond/Ms. Harvey- (US Treasury) phone-202-622-0560 fax#202-622-0962 FBI-Washington-202-323-2079, Cleveland-216-622-6717, Baltimore-410-277-6677 and Detroit-313-237-4307.

Senator Byron Dorgan-202-224-1193,

President Bush-202-456-2461 and numerous other people that have not responded. I am in NO ONE's Jurisdiction.

The Breach of Duty in the legal realm as well as negligence by health care professionals failing to abide by the standard of care according to the ANA code of ethics cast serious reflection on the dignity of the court and the reputation of the legal and medical profession. The unethical use of power as well as blatant lies show a conspiracy that indeed transcends ALL levels of our government. Our legal system is broken, fraught with lies and deceit, sanctioned by a corporate American where devious behavior and the belief that you can prosper by cheating is ok. Noncompliance with the law is rampant. I cannot be silent. WE WANT A CONGRESSIONAL HEARING.

Gail DeCaire RN- The last GM nurse(general motors), L.A.W.S. & ACORN

Please see documents:

- 1- Mike Cox letter (12-23-03), OSHA(7-2-01), HHS (5-11-04) Dept. Of Community Health (10-14-04)
- 2- SEC response-(3-6-06) File HO1135852 -first page.
- 3-GM Health Services Policies/Promise with letter from O'Connor-12-15-2000.
- 4- Letter from Sutton-SMCO Plant Manager(11-2-2000)
- 5-copy of chart-ie: "Legal Record KEEPING". THERE IS NONE!
- 6-October, 2006 Mailing from General Motors regarding "Government mandates" I have hundreds of pages of documentation that will prove ALL I share with you. HOW CAN THE SEC SANCTION THE ENTIRE DELPHI DEBACLE AND MAKE THE AMERICAN PEOPLE PAY THE BILL?. I WILL NOT BE SILENT. THE HEALTH AND SAFETY OF ALL AMERICA IS AT RISK. OUR ENTIRE DEMOCRATIC PROCESS IS IN JEOPARDY IF YOU ALLOW THIS ATROCITY.

prvision rs Corporation SAGINAW General Motors

Inter-Organizational Memo

UAW GM AND DELPHI REPORT

Date: March 4, 1994

SUBJECT:

Commercial Evaluation of the Outsourcing of Saginaw Division's Medical Department

Glenn E. Donell SCANDAL

\$3.02 million assett square, his subjects were silent. Only an innocent child laughed.
The emperor is not wear Loretta Woolridge NOT JUST

Please find enclosed the conclusion of the Commercial Evaluation regarding the outsourcing of the Medical Staff, ie: registered nurses, x-ray technician, medical assistant and physical

therapist.

"GOOD OLD BOYS" MAKE LAWS

Bidding Process: SANCTION CRIME

The result of our market study indicated that "Staff Incorporated" clearly won the competitive bidding process by a margin of \$60,352/yr or 6.1% (see attachment A

Per Diem Service Dates:

"Staff, Inc." is a newly formed company consisting of our current per diem medical staff. Their service dates range from as early as 1974 through 1993. (See attachment B). This point serves as a benefit to Saginaw forgoing the need to retrain new employees.

"Ifeellikowe have just taken a shower." RESSMAN ZACH WAMP, Republican of Tennessee

Internal Concern:

post if indicted. The House later changed another rule to me it hander to oust DeLay if any charges are brought Notably, "Staff Inc" won the competitive bid against the outside health service organizations. However, the cost to contract

J. Smith J. Voorheis Dr. Varner xc:

Loretta N. Woolridge Personnel Manager Engine Drive Business Unit Saginaw Division

General Motors Corporation 3900 Holland Road Saginaw, Michigan 48601-9494

Dear Loretta:

Thank you for taking the time to meet with Earlene Hill, Carey Moore, and myself or February 22, 1994, to discuss medical staffing in Saginaw. I have a much better understanding now of the partnership that you are endeavoring to form, and share your excitement that it will be a successful enterprise.

ve we

I was truly impressed by the amount of thought and dilligence that went into the effo An outstanding team achievement!

Again, thank you! And please let me know if there is anything I can do to help. LE

My best regards,

Thomas Hai Morley, M.D. 8-265-0406 8-446-2873

February 25, 1994 Thomas Hal Horley, M.D. Regional Personnel Administration Health Services Dep M.C. 482-C26-C24 P.O. Box 300 Renaissance Dr. roil, MI 48265-30<u>.</u> 300 Ren

Glenn E. Donell Senior Buyer

GM POWERTRAIN SAGINAW METAL CASTING OPERATIONS POWER & GREED!

chage and began drawing

\$69,070 a month

As the Emperor marched, unclothed, through the town

The study also reported that CEOs of the 70 companies that helped finance this summer's Democratic and Republican national conventions had an average pay increase of 49 percent in 2003, compared with a 9 percent average rise for CEOs-

tsourcing CEOs

Check out General Motors?

General Liability:

Based on the assumption that the current 15 temporary positions are required to convert to full time position the potential liability would be a loss to Saginaw Division in the amount of \$290,000/yr. from current cost.

**ROWEVER, Saginaw Would show a savings or cost avoid \$89,830/yr ranging to a savings of \$189 countries that the current cost and additional 6 countries to savings of \$189 countries that the current cost are the current cost and additional 6 countries that the current cost avoid \$89,830/yr ranging to a savings of \$189 countries that the current cost are t CORRUPTION VIMERAUD,

. 59-year-old executive who SEC probes that for the company for 12 Delphi link ears received credit for 35 us service in his severance with EDS

JOHN PORRETTO THE ASSOCIATED PRESS

DETROIT — The U.S. Secu-rities and Exchange Commis-sion is investigating transac-tions between auto supplier Delphi Corp. and Electronic Delphi Corp. and Electronic Data Systems Corp., its long-time supplier of information

time supplier of information technology services.

In an 8-K filing with the SEC on Wednesday, Delphi said the investigation centers around the accounting treatment of \$46 million in payments made and credits given by EDS to Delphi in 2000 and 2001, and \$45 million in payments. Deiph in 2000 and 2001, and \$40.5 million in payments Del-phi made to EDS for informa-tion technology services in 2002 and 2003. Delphi, the world's largest

Delphi, the workers largest automotive supplier and a former General Motors Corp. division, said it received a subpoena from the SEC in July and a formal order of investigation from the federal regulatory agency in August

agency in August.
The SEC has since advised Troy-based Delphi that it is looking into the accounting reatment of payments Delphi occived from other information technology supplies.

non technology suppliers.
Delphi, which posted \$28 bilion in sales tast year, said it
vas cooperating fully with the
SEC.

"Unfit the statt's investigation and our review are complete, we are not able to predict
the potential effect they will
have on Delphi," the filing said.
Kevin Lightfoot, a
spokesman for Plano, Texasbased EDS, said the company
self-reported the matter to the
SEC in an August 10-Q filing.
EDS had \$21.5 billion in
sales in 2003.
EDS has remained water.

EDS has remained under investigation by the SEC for investigation by the SEC for two years over an earnings shortfall and stock transac-tions. The agency has also asked EDS for information about the company's write-down this year of a multi-bil-lion-dollar computer contract with the Navy.

plum E. all GOVERNMENT WE SOLD OUR SOULS FOR

POWER AND GREED	Division: SAGIN Meeting Date: 3/10		ACG	SOURCING	COMMITTEE]		M&E	,
	A: General			Costbook: Basis of Co		Estimate	Target	\$780,000	_
RAIN NG OPERATIONS	Ригрозе: Вераг	aw Site Medical tment Outsourced nodity Manage	-	Appropriation	on Request# Oivisional Sagi	Expense	AR \$:	\$975,000	
ino.	Healti Date of Installation:	1994				Buyer, Glenn E. Doneli Reduction Against		<u>i</u>	
Carey Moore, and myself on	B: Price Comparison:			Quoted	Necoltiated	Best	Reductio	n Againsi Cost	_
aw. I have a much better avoring to form, and share	Supplier Staff Inc. Corp. Health Dim.	<u>Lócation</u> Saginaw, Mi Troy, Ny	Th	Poise	erice lth & S	Offer	of **	<u>800k</u> % \$89,83€	,
gence that went into the effort.	Oleten Catalyst	Saginaw, Mi Fint, MI Saginaw, Mi Saginaw, Mi			MERI L NOT				
	Temp Health Prov. Interim	Mikiland, Mi Saginaw, Mi Fredericksburg,		_	DeCAI				
ything I can do to help. LEGA	L PROTECTION	OF WHISTLES	LOWE				URS	Æ	

, tax paying US citizen and Whistle blower. My documentation will prove outperts GROSS misconduct that transcends EVERY level Requisition it our Legal/Judicial system.

Director, ACG MSE / Indire Exec. Dir. ACG Purchasing

and the second

GENERAL MOTORS HEALTH CARE PROGRAMS AND HEALTH CARE SPENDING ACCOUNT

NOTICE OF PRIVACY PRACTICES

Effective April 14, 2603

MAY BE USED AND PLEASE REVIEW IT MAY THIS NOTICE DESCRIBES HOW MEDICAL INFORMATION ABOUT YOU DISCLOSED AND HOW YOU CAN GET ACCESS TO THIS INFORMATION. CAREFULLY

(1) Uses and disclosures of PHI;

Under the Health Insurance
Portubility and Accountability Act of
1996 (HIPAA), the German Motors
Health Care Programs and Health
Care Spending Account, collectively "Plans," may use and disclose protected health information about operations. The Plans may also use information for other purposes that are permitted or required by law as described below. Although HIPAA health care claims and health care referred to in this Notice as the you for purposes of payment of and disclose protected health

for treatment purposes, the Plans generally do not engage in treatment.

disclose protected health information

also allows the Plans to use and

you that is created or received by a health care provider, a health plan, or a health care clearinghouse, and that condition; (2) the provision of health relates to (1) your past, present, or future physical or mental health or care to you; or (3) the past, present, Protected health information (or "PHI") is individually identifiable health information collected from future payment for the provision of health care to you.

Access to PHI is restricted to persons duties in administering the Plans. Use and disclosure is limited to the minimum necessary to accomplish who need it to carry out their job the intended purpose.

This Notice applies to covered dependents as well as primary

Our Responsibilities In accordance with the law, the Plans are required to implement reasonable measures to preserve the privacy of

your PHI and to provide notice to you regarding:

(2) The Plans' obligations relating to the privacy of your PHI;

(3) Your health information rights concerning your PHI;

with either the Plans or the Secretary of the U.S. Department of Health and (4) Your right to file a complaint Human Services; and

obtaining additional information with procedures for handling PHI. The Plans are required to abide by the terms of this Notice until a revised (5) Contact information for use in notice is issued in accordance with respect to the Plans' policies and

Xour Rebuts with Respect to PHI You have the following individual rights with respect to your PHI:

PHI. You have a right to inspect and copy your PHI: Generally, the Plans records containing your PHI are claims payment records and (1) You have a right to access your associated documents.

(2) If you believe that your PHH is incorrect or incomplete, you may request an amendment to the information. The Plans are not but if it is denied, you have a right to required to agree to the amendment, submit a statement of disagreement to be kept with the disputed record

restrictions on certain uses and disclosures of PHI. For example, you may request that the Plans (3) You have the right to request

refrain from disclosing your PHI to Under certain circumstances, the Plans are not required to agree to a members, even for permitted uses. other persons, such as family requested restriction.

Health Care Operations: The Plans

may use and disclose PHI about you

for day-to-day plan operations. Such purposes include, but are not limited to, business management and

enrollment, audit functions, fraud and

administration, customer service,

abuse detection, quality assurance,

example, the Plans may use claims

and disease management. For

information to respond to claims

appeals or audit the accuracy of

(4) If you believe that a disclosure of your PHI thay endinger you, you communicate with you regarding your PHI in an alternative manner or may request that the Plans at an alternative location.

claims processing. If you have a Health Care Spending Account, your

PHI may be used to process

reimbursements.

(5) You have a right to an accounting of certain disclosures of your PHI if your PHI has been disclosed for reasons other than treatment, payment for health care, or health care operations.

(6) You have a right to a paper copy of this Notice,

these functions or to provide the services, the Business Associates may receive, create, maintain, use, or disclose PHI. For example, the Plans

contract with Business Associates to

Business Associates: The Plans

administrative services. To perform

provide certain types of

may disclose your PHI to a Business
Associate to administer claims or to
provide customer service. The
Business sociates will be required

to agree in writing to uppropriately sufeguard your PHI. Examples of

our Business Associates are the

Notional Benefit Center,

contact the customer service department of your health care carrier directly. You may be asked to Contact Information section on the containing your PHI, you may also To exercise these rights you may write to the address listed in the reverse side of this Notice. To request claim payment records submit your request in writing,

How Your Protested Health Information May Be Used

generally do not engage in treatment disclose your PHI for that purpose. Freatment: While the Plans

services that you receive by virtue of your enrollment in the Plans. Such purposes include, but are not limited Payment: The Plans may use and disclose your PHI to pay claims associated with treatment and

example, the Plans may disclose PHJ to General Motors Corporation in its capacity as plan sponsor for the

sponsor for purposes associated with

Sponsorship of the Plans. For

Corporation in its capacity as plan

data and does not identify individuals information disclosed is summarized purpose of considering plan enhancements. Generally, the processing, precentification or pre-authorization, billing, coordination of cligibility determinations, claims doctor's bill for covered services rendered by that doctor while treating benefits, and subrogation. For example, PH may be used to pay a

disclosure laws. The Plans are required to disclose your PHI to the Secretary of the U. S. Department of Health and Human Services when the required by state and federal law.
For example, the Plans may disclose your PHI when required by national scenarity laws or public health may use or disclose PHI about you as Required by the Law: The Plans determining the Plans* compliance Secretary is investigating or with HIPAA

disclose your PHI: (1) as required by Legal Proceedings: The Plans may law in the course of any judicial or administrative tribunal; and (2) in response to a subpoena, discovery request, or other lawful process, response to an order of a court or under the conditions required by administrative proceeding in applicable law,

comply with workers' compensation laws and other similar programs that provide benefits for work-related Workers' Compensation: The Plans may disclose your PHI to

for these purposes, they may disclose PHI to: a health oversight agency (such as Medicare or Medtenid); for Disclosures: The law permits the Plans to make the following types of government functions (for reasons of Benerally do not use or disclose PHI uses and disclosures under octain circumstances. While the Plans national security); to avert serious health or safety threat; or for post-Other Permitted Uses and mortem identification.

Blue Cross Blue Shield of Michigan,

Associates may also contract with third parties to perform certain

functions or to provide services.

Plan Sponsor: The Plans may disclose PHI to General Motors

Health, in some cases, Business

United HealthCare and Medeo

or disclosure of psychotherapy notes, authorization is required for any use disclosures require your written authorization. For example, an Other Uses: Other uses and

authorization in writing, and this revocation will be effective for future action or other proceeding brough: by the Individual who is the subject authorization, you may revoke the except in connection with a legal of the notes. If you provide an

and Human Services if you believe You may file a complaint with the Plans or the Department of Health below. You will not be retaliated against for filing such a complaint.

their privacy practices and the terms of this Notice, making the new notice <u>Future Changes in the Notice</u> The Plans reserve the right to change maintained by the Plans. The revised Notice will be provided by mail. In the future, you may have the option of receiving the Notice provisions effective for all PHI

assistance, or to obtain a copy of this Notice, you may contact the National Benefit Center at 1-800-828-9236 or write 10: Contact Information www.gmnbc.com, call

GM Health Care Privacy Office Southfield, Mt 48086-5175. National Benefit Center P. O. Box 5175

uses and disclosures of PHI requiring

your privacy rights have been violated. To file a complaint with the Plans, you may write to the address Camplaints and Inquiries authorization.

electronically,